STATE OF NEW YORK

6593

2021-2022 Regular Sessions

IN SENATE

May 7, 2021

Introduced by Sen. AKSHAR -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to authorize the town of Binghamton, county of Broome, to alienate and discontinue the use of certain parklands for the purpose of accommodating equipment and serving as a training facility for the Town of Binghamton Volunteer Fire Department

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subject to the provisions of this act, the town of Binghamton, county of Broome, acting by and through its governing body, is hereby authorized to discontinue the use of parklands and alienate such lands more particularly described in section three of this act, to the Town of Binghamton Volunteer Fire Department Station #3, for the purpose of accommodating equipment and serving as a training facility for the Fire Department.

§ 2. The authorization contained in section one of this act shall take effect only upon the condition that the town of Binghamton shall dedicate an amount equal to or greater than the fair market value of the parklands being discontinued towards the acquisition of new parklands and/or capital improvements to existing park and recreational facilities.

§ 3. The parklands authorized by section one of this act to be discontinued as parklands are described as follows:

All that tract, piece or parcel of land situate in the Town of Binghamton, County of Broome and State of New York, described as follows: Being all that parcel of land commencing in the east line of the Old Hawleyton Turnpike at the northwest corner of lands of the party of the second part herein, thence running northerly along the easterly line of the said highway, one hundred and six point three (106.3) feet; thence running east on a line parallel to the original south line of the second party herein two hundred seventy-seven point sixty-four (277.64) feet to

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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a point; thence running south at right angles to the last described line two hundred two point fifty-four (202.54) feet to a point; thence at right angles to the last described line westerly one hundred thirty-seven point eighty-three (137.83) feet to the original southeast corner of premises of the second party herein; thence northerly along the east line of second party ninety-eight point eighteen (98.18) feet to the northeast corner of the second party and thence westerly along the north line of the said second party one hundred sixty (160) feet to the place of beginning. Containing one acre be the same more or less.

Being the same premises described on the Broome County Tax Map of the Town of Binghamton as Parcel No. 2-9-28.

§ 4. In the event that the town of Binghamton received any funding support or assistance from the federal government for the purchase, maintenance or improvement of the parklands set forth in section three of this act, the discontinuance and alienation of such parkland authorized by the provisions of this act shall not occur until the town of Binghamton has complied with any federal requirements pertaining to the alienation or conversion of parklands, including satisfying the secretary of the interior that the alienation or conversion complies with all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and usefulness to the lands being alienated or converted.

§ 5. This act shall take effect immediately.